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DATE FILED: 11/9/11

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MICHAEL CACOPERDO,

Plaintiff,

-against-

HARTFORD LIFE INSURANCE COMPANY,  
MLS National Medical Evaluations, Inc. and Medical  
Evaluation Specialists, Inc. d/b/a MES Solutions,

Defendant.  
-----X

Civ. Act. No.: 10-civ-7847 (RPP)

**STIPULATED AMENDED  
SCHEDULING ORDER**

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WHEREAS, plaintiff, Michael Cacoperdo ("Cacoperdo"), filed his Summons and Complaint, in the United States District Court for the Southern District of New York on October 14, 2010, alleging a single cause of action under the Employee Retirement Income Security Act of 1974 ("ERISA") § 502(a)(1)(B); 29 U.S.C. 1132 (a)(1)(B), against defendant, Hartford Life Insurance Company ("Hartford");

WHEREAS, Hartford timely filed and served it Answer to the Complaint on January 11, 2011;

WHEREAS, Cacoperdo filed the Amended Complaint (the "Amended Complaint"), containing a second and third cause of action against Defendants Medical Evaluation Specialists, Inc. d/b/a MES Solutions ("MES") and MLS National Medical Evaluations, Inc. ("MLS");

WHEREAS, all defendants moved to dismiss the second and third causes of action against MES and MLS;

WHEREAS, the Court issued its Opinion and Order dated October 5, 2011, dismissing plaintiff's claims against MLS and MES and ruling that plaintiff may proceed on his first cause of action against Hartford;


IT IS HEREBY STIPULATED AND AGREED by the undersigned counsel for the remaining parties that Cacoperdo will withdraw his Amended Complaint and proceed on his original first cause of

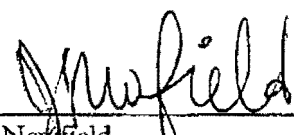
action against Hartford as stated in the initial Complaint and that Hartford is not required to file an Answer to the Amended Complaint;

IT IS HEREBY FURTHER STIPULATED AND AGREED that the Scheduling Order dated February 10, 2011, Doc. No. 10, is amended as follows:

No.	Description	Original Date	New Date
5.	Rule (26) compliance by	3/1/11	11/14/11
9.	All Discovery to be completed	5/10/11	2/3/12
11.	Dispositive motions by	5/27/11	3/16/12
12.	If no dispositive motion, pretrial order to be filed by	5/27/11	3/16/12
13.	Trial date is scheduled for	6/13/11	_____ <sup>1</sup>

Dated: November 1, 2011

  
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IT IS SO ORDERED:

  
ROBERT P. PATTERSON, JR.  
UNITED STATES DISTRICT COURT JUDGE

<sup>1</sup> This date is left blank to be completed by the Court.

125 BROAD STREET, 39TH FLOOR NEW YORK, NEW YORK 10004-2400

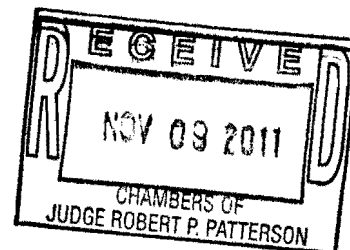
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November 9, 2011

Hon. Robert P. Patterson, Jr., U.S.D.J.  
United States District Court for the  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, NY 10007-1312



Re: *Michael Cacoperdo v. Hartford Life Insurance Company*  
Civ. Act. No. 10-civ-07847 (RPP)  
SDMA File No.: 02489-000101

Dear Judge Patterson:

This office represents the defendant Hartford Life Insurance Company ("Hartford") in the above-referenced matter. Enclosed please find a proposed Stipulated Amended Scheduling Order extending the parties time to complete discovery and setting new dates for the filing of dispositive motions. The trial date was left blank for the Court to complete.

By Endorsed Letter dated June 10, 2011, Doc. No. 42, the Court adjourned the trial date *sine die* because of the motions to dismiss plaintiff's Amended Complaint. The proposed Stipulated Amended Scheduling Order is expected to allow the remaining parties sufficient time to complete discovery and prepare dispositive motions.

Thank you for your consideration of this matter.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael H. Bernstein".

Michael H. Bernstein  
Sedgwick LLP

cc: Jason A. Newfield, Esq.  
*Attorneys for Plaintiff*